

House File 562 - Introduced

HOUSE FILE 562
BY COMMITTEE ON LOCAL
GOVERNMENT

(SUCCESSOR TO HSB 198)

A BILL FOR

1 An Act relating to fees collected by the county recorder,
2 including fees collected for copies of vital records and
3 applications for marriage licenses.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 144.46, subsection 2, Code 2015, is
2 amended to read as follows:

3 2. Fees collected by the state registrar and by the county
4 registrar on behalf of the state under this section shall
5 be deposited in the general fund of the state and the vital
6 records fund established in section 144.46A in accordance
7 with an apportionment established by rule. Fees County fees
8 collected by the county registrar pursuant to section 331.605,
9 subsection 1, ~~paragraph~~ paragraphs "f" and "g", shall be
10 deposited in the county general fund.

11 Sec. 2. Section 331.605, subsection 1, paragraph g, Code
12 2015, is amended to read as follows:

13 g. For filing an application for the license to marry,
14 thirty-five dollars, which includes payment for one certified
15 copy of the original certificate of marriage, to be issued
16 following filing of the original certificate of marriage, ~~four~~
17 seven dollars of which shall be retained by the county ~~pursuant~~
18 ~~to paragraph "f"~~ as a county fee. The remainder of the fee
19 shall be transferred to the department of public health as a
20 state fee, twelve dollars of which shall be retained by the
21 department of public health and sixteen dollars of which shall
22 be transferred to the general fund of the state. For issuing
23 an application for an order of the district court authorizing
24 the validation of a license to marry before the expiration
25 of three days from the date of issuance of the license,
26 five dollars. The district court shall authorize the early
27 validation of a marriage license without the payment of any
28 fees imposed in this paragraph upon showing that the applicant
29 is unable to pay the fees.

30 EXPLANATION

31 The inclusion of this explanation does not constitute agreement with
32 the explanation's substance by the members of the general assembly.

33 This bill relates to fees collected by the county recorder
34 for copies of vital records and applications for marriage
35 licenses.

1 Under current law, the fee for filing a marriage application
2 and receiving a copy of the original marriage certificate is
3 set at \$35. The bill raises the portion of the fee retained by
4 the county from \$4 to \$7. The bill provides that the remainder
5 of the \$35 be transferred to the department of public health as
6 a state fee and requires that \$12 of the state fee be retained
7 by the department and that \$16 of the state fee be transferred
8 to the general fund of the state.

9 Current law also requires a district court to authorize the
10 early validation of a marriage license without the payment of
11 any fees upon showing that an applicant is unable to pay the
12 fees.